

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

LUIS PACHECO, Derivatively on Behalf of  
OPHTHOTECH CORPORATION,

Plaintiff,

v.

DAVID R. GUYER, GLENN P. SBLENDORIO,  
DAVID E. REDLICK, THOMAS DYRBERG, AXEL  
BOLTE, MICHAEL J. ROSS, SAMIR C. PATEL, and  
NICHOLAS GALAKATOS,

Defendants,

and,

OPHTHOTECH CORPORATION, a Delaware  
corporation,

Nominal Defendant.

NO. 1:18-cv-07999 (VSB) (GWG)

**JOINT STIPULATION AND [PROPOSED] ORDER REGARDING  
TIME TO ANSWER OR OTHERWISE PLEAD**

WHEREAS, Plaintiff commenced this Action by filing a verified shareholder derivative complaint dated August 31, 2018 (the “Complaint”);

WHEREAS, Defendants presently intend to file a motion to dismiss the Complaint;

WHEREAS, the parties have conferred and agree to the following schedule for the briefing of Defendants’ anticipated motion to dismiss;

IT IS HEREBY STIPULATED AND AGREED among the undersigned parties, subject to the Court’s approval, as follows:

1. Without waiving any rights, defenses or other objections, undersigned counsel for Defendants is authorized and agrees to accept service of the Complaint on behalf of all Defendants;

2. Defendants shall move to dismiss, answer or otherwise respond to the Complaint on or before December 14, 2018;

3. Plaintiff shall file any opposition papers to any motion to dismiss filed by Defendants on or before February 4, 2019;

4. Defendants shall file any reply papers on or before March 6, 2019.

Dated: New York, New York  
October 30, 2018

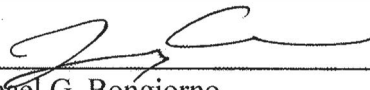
Respectfully submitted,



Brian J. Robbins  
Craig W. Smith  
Shane P. Sanders  
ROBBINS ARROYO LLP  
600 B Street, Suite 1900  
San Diego, CA 92101  
Tel: (619) 525-3990  
Fax: (619) 525-3991  
brobbins@robbinsarroyo.com  
csmith@robbinsarroyo.com  
ssanders@robbinsarroyo.com

*Counsel for Plaintiff*

Respectfully submitted,



Michael G. Bongiorno  
Jeremy T. Adler  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
Tel: (212) 230-8800  
Fax: (212) 230-8888  
michael.bongiorno@wilmerhale.com  
jeremy.adler@wilmerhale.com

Timothy Perla  
WILMER CUTLER PICKERING HALE  
AND DORR LLP  
60 State Street  
Boston, MA 02109  
Tel: (617) 526-6000  
Fax: (617) 526-5000  
timothy.perla@wilmerhale.com

*Counsel for Defendants and Nominal  
Defendant*

SO ORDERED:

Dated: \_\_\_\_\_, 2018

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Hon. Vernon S. Broderick  
United States District Judge